INTERNATIONAL CRIMINAL JUSTICE IN AFRICA, 2017

This publication is the fifth edition of the Annual Compendium of International Criminal Justice on the African Continent produced by the ‘African Group of Experts on International Criminal Justice’. The group comprises of academics, researchers and legal practitioners drawn from various parts of the Sub Saharan Africa with keen interest and expertise in the field of International Criminal Law. This edition of the compendium follows the meeting of the group that was held in August 2017 in Lilongwe, Malawi. In the words of the editors, this compendium addresses diverse issues of International Criminal Law as perceived and narrated by Africans as their modest contribution to the understanding and embracing of international criminal law norms and standards on the continent.

CONTENTS

List of editors and authors........................................................................................................ v
List of abbreviations .................................................................................................................... vii
List of cases.................................................................................................................................... xi
List of legal instruments................................................................................................................... xv
Preface........................................................................................................................................... xxiii
Rule of Law Programme for Sub Saharan Africa ................................................................. xxv
Introduction................................................................................................................................... xxvii

HJ van der Merwe

Annual Report 2017...................................................................................................................... xxxiii
1. Towards coordination of the global system of international criminal justice with the criminal court of the African Union

Balingene Kahombo ............................................................. 1

2. African Regional and sub-regional instruments on ending impunity for international crimes: Hit or miss?

Gift Joseph Kweka ................................................................ 33

3. The International Criminal Court, universal jurisdiction and Africa: Intrusion or intercession?

HJ Van Der Merwe ............................................................ 53

4. Burundi-CPI: les non-dits et la vraie-fausse stratégie d’un retrait

Aimé-Parfait Niyonkuru ................................................... 73

5. Corporate criminal liability under the Malabo Protocol: Breaking new ground?

Evelyne Owiye Asaala ......................................................... 107


Juliet Okoth ........................................................................ 129

8. Africa and US Article 98 Agreements: A threat to international criminal justice?

Gatambia Ndungu and Jeanne-Mari Retief ............................ 157

9. La poursuite des crimes sexuels commis par les casques bleus de la MINUSCA en droit international

Eugene Bakama Bope ........................................................ 173

Bibliography ........................................................................ 207

Links